

**CERTIFICATE OF ELECTRONIC  
TRANSMISSION**

I hereby certify that this correspondence for Patent No. 7,094,257 is being electronically transmitted to Certificates of Correction Branch, via EFS-WEB, on October 30, 2006.

<u>/David H. Brinkman/</u>	10/30/06
David H. Brinkman, Reg. No. 40,532	Date

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants:	James R. Mujwid et al.
Serial No.	10/685,767
Filed:	October 14, 2003
Patent No.:	7,094,257
Issued:	August 22, 2006
Title:	<b>EXPANDABLE INTERVERTEBRAL IMPLANT CAGE</b>
Our Ref:	ZMS-IF34US

Cincinnati, Ohio 45202

October 30, 2006

Certificates of Correction Branch  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR CERTIFICATE OF CORRECTION OF PATENT  
FOR PTO AND APPLICANTS' MISTAKES**

It is respectfully requested that a Certificate of Correction be issued for the patent identified in the heading. The patent contains errors that occurred through the fault of the Patent Office and Applicants and also contains errors of a clerical, typographical nature.

This request is made under 17 C.F.R. § 1.322 and § 1.323 to correct various mistakes. The patent shows that Applicants' mistakes were made in good faith. Please see the attached electronic fee sheet for the \$100.00 fee as set forth in Rule 1.20(a).

**IN THE SPECIFICATION:**

In column 1, line 36, change "recent intervertebral implants" to --recent intervertebral implants--.

In column 1, line 38, change "One such intervertebral implant" to --One such intervertebral implant--.

In column 1, line 65, change "expandable intervertebral implant" to --expandable intervertebral implant--.

In column 2, line 24, change "first configuration of teeth are raked" to --first configuration of teeth is raked--.

In column 2, line 25, change "second configuration of teeth are raked" to --second configuration of teeth is raked--.

In column 2, line 47, change "FIG. 1 is front elevational view" to --FIG. 1 is a front elevational view--.

In column 2, line 49, change "present disclosure," to --present disclosure;--.

In column 3, line 7, change "according the principles" to --according to the principles--.

In column 4, line 13, change "0.3 and 0.7 inches;" to --0.3 and 0.7 inch;--.

In column 4, line 14, change "0.4 and 0.6 inches;" to --0.4 and 0.6 inch;--.

In column 4, line 15, change "is about 0.5 inches." to --is about 0.5 inch.--.

In column 4, line 18, change "0.2 and 0.5 inches;" to --0.2 and 0.5 inch;--.

In column 4, line 19, change "0.2 and 0.4 inches;" to --0.2 and 0.4 inch;--.

In column 4, line 20, change "is about 0.3 inches." to --is about 0.3 inch.--.

In column 4, line 25, change "0.7 and 0.9 inches;" to --0.7 and 0.9 inch;--.

In column 4, line 26, change "is about 0.8 inches." to --is about 0.8 inch.--.

In column 4, line 58, change "0.2 and 0.6 inches;" to --0.2 and 0.6 inch;--.

In column 4, line 59, change "0.3 and 0.5 inches;" to --0.3 and 0.5 inch;--.

In column 4, line 60, change "is about 0.4 inches." to --is about 0.4 inch.--.

In column 4, line 63, change "0.2 and 0.5 inches;" to --0.2 and 0.5 inch;--.

In column 4, line 64, change "0.2 and 0.4 inches;" to --0.2 and 0.4 inch;--.

In column 4, line 65, change "is about 0.3 inches." to --is about 0.3 inch.--.

In column 5, line 2, change "0.7 and 0.9 inches;" to --0.7 and 0.9 inch;--.

In column 5, line 3, change "is about 0.8 inches." to --is about 0.8 inch.--.

In column 5, line 23, change "The thickness T1 is design to" to --The thickness T1 is designed to--.

In column 6, line 44, change "meet the adjacent surface 78, 88" to --meet the adjacent surfaces 78, 88--.

In column 6, line 52, change "external member 12 are raked" to --external member 12 is raked--.

In column 6, line 54, change "internal member 14 are raked" to  
--internal member 14 is raked--.

In column 6, line 60, change "walls of the member 12, 14." to --walls  
of the members 12, 14.--.

In column 7, line 15, change "external member 12 is preferably" to  
--external member 12 are preferably--.

In column 7, line 21, change "the internal member 14 is preferably" to  
--the internal member 14 are preferably--.

In column 8, line 28, change "A variety of structural configuration" to  
--A variety of structural configurations--.

In column 9, line 7, change "about 0.45 inches" to --about 0.45  
inch--.

In column 9, line 9, change "embodiment of FIGS. 3-5 and 6-8 have"  
to --embodiments of FIGS. 3-5 and 6-8 have--.

In column 9, line 22, change "structures 92 includes holes 94." to  
--structures 92 include holes 94.--.

In column 9, line 38, change "structure 54 of the internal member 14  
disengage" to --structure 54 of the internal member 14 disengages--.

**IN THE CLAIMS:**

In claim 13, column 11, line 38, change "internal member positioned within the first wall" to --internal member is positioned within the first wall--.

In claim 15, column 11, line 63, change "perpendicular orientation" to --perpendicular orientation;--.

In claim 15, column 12, line 4, change "internal walls" to --internal walls; and--, as shown in the Amendment filed on April 3, 2006 on Page 6, claim 12, now claim 15.

In claim 15, column 12, line 8, change "second external walls;" to --second external walls;--, as shown in the Amendment filed on April 3, 2006 on Page 6, claim 12, now claim 15.

In claim 15, column 12, line 20, change "defied the internal walls" to --deflect the internal walls--, as shown in the Amendment filed on April 3, 2006 on Page 6, claim 12, now claim 15.

In claim 17, column 12, line 31, change "configuration of teeth are" to --configuration of teeth is--.

In claim 18, column 12, line 35, change "configuration of teeth are" to --configuration of teeth is--.

In accordance with the established procedure for handling such certificates, attached is Form PTO-1050 (Rev. 2-93) listing the errors.

Should any additional fees be required, authorization is hereby given to charge such fees to Deposit Account No. 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

/David H. Brinkman/  
David H. Brinkman, Reg. No. 40,532

2700 Carew Tower  
441 Vine Street  
Cincinnati, Ohio 45202  
(513) 241-2324 - Voice  
(513) 421-7269 - Facsimile

UNITED STATES PATENT AND TRADEMARK OFFICE  
CERTIFICATE OF CORRECTION

PATENT NO. : 7,094,257

DATED : August 22, 2006

INVENTOR(S) : James R. Muiwid

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

**IN THE SPECIFICATION:**

In column 1, line 36, change "recent invertebral implants" to --recent intervertebral implants--.

In column 1, line 38, change "One such invertebral implant" to --One such intervertebral implant--.

In column 1, line 65, change "expandable invertebral implant" to --expandable intervertebral implant--.

In column 2, line 24, change "first configuration of teeth are raked" to --first configuration of teeth is raked--.

In column 2, line 25, change "second configuration of teeth are raked" to --second configuration of teeth is raked--.

In column 2, line 47, change "FIG. 1 is front elevational view" to --FIG. 1 is a front elevational view--.

In column 2, line 49, change "present disclosure," to --present disclosure;--.

In column 3, line 7, change "according the principles" to --according to the principles--.

In column 4, line 13, change "0.3 and 0.7 inches;" to --0.3 and 0.7 inch;--.

In column 4, line 14, change "0.4 and 0.6 inches;" to --0.4 and 0.6 inch;--.

MAILING ADDRESS OF SENDER:

WOOD, HERRON & EVANS, L.L.P.  
2700 Carew Tower, 441 Vine Street  
Cincinnati, Ohio 45202

SUBSTITUTE FORM PTO76-22

PATENT NO. 7,094,257

No. of add'l copies  
@ 50¢ per page



UNITED STATES PATENT AND TRADEMARK OFFICE  
CERTIFICATE OF CORRECTION

PATENT NO. : 7,094,257

DATED : August 22, 2006

INVENTOR(S) : James R. Mujwid

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

In column 4, line 15, change "is about 0.5 inches." to --is about 0.5 inch.--

In column 4, line 18, change "0.2 and 0.5 inches;" to --0.2 and 0.5 inch;--

In column 4, line 19, change "0.2 and 0.4 inches;" to --0.2 and 0.4 inch;--

In column 4, line 20, change "is about 0.3 inches." to --is about 0.3 inch.--

In column 4, line 25, change "0.7 and 0.9 inches;" to --0.7 and 0.9 inch;--

In column 4, line 26, change "is about 0.8 inches." to --is about 0.8 inch.--

In column 4, line 58, change "0.2 and 0.6 inches;" to --0.2 and 0.6 inch;--

In column 4, line 59, change "0.3 and 0.5 inches;" to --0.3 and 0.5 inch;--

In column 4, line 60, change "is about 0.4 inches." to --is about 0.4 inch.--

In column 4, line 63, change "0.2 and 0.5 inches;" to --0.2 and 0.5 inch;--

In column 4, line 64, change "0.2 and 0.4 inches;" to --0.2 and 0.4 inch;--

In column 4, line 65, change "is about 0.3 inches." to --is about 0.3 inch.--

In column 5, line 2, change "0.7 and 0.9 inches;" to --0.7 and 0.9 inch;--

In column 5, line 3, change "is about 0.8 inches." to --is about 0.8 inch.--

In column 5, line 23, change "The thickness T1 is design to" to --The thickness T1 is designed to--.

MAILING ADDRESS OF SENDER:

WOOD, HERRON & EVANS, L.L.P.  
2700 Carew Tower, 441 Vine Street  
Cincinnati, Ohio 45202

SUBSTITUTE FORM PTO76-22

PATENT NO. 7,094,257

No. of add'l copies  
@ 50¢ per page

UNITED STATES PATENT AND TRADEMARK OFFICE  
CERTIFICATE OF CORRECTION

PATENT NO. : 7,094,257

DATED : August 22, 2006

INVENTOR(S) : James R. Mujwid

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

In column 6, line 44, change "meet the adjacent surface 78, 88" to --meet the adjacent surfaces 78, 88--.

In column 6, line 52, change "external member 12 are raked" to --external member 12 is raked--.

In column 6, line 54, change "internal member 14 are raked" to --internal member 14 is raked--.

In column 6, line 60, change "walls of the member 12, 14." to --walls of the members 12, 14.--.

In column 7, line 15, change "external member 12 is preferably" to --external member 12 are preferably--.

In column 7, line 21, change "the internal member 14 is preferably" to --the internal member 14 are preferably--.

In column 8, line 28, change "A variety of structural configuration" to --A variety of structural configurations--.

In column 9, line 7, change "about 0.45 inches" to --about 0.45 inch--.

In column 9, line 9, change "embodiment of FIGS. 3-5 and 6-8 have" to --embodiments of FIGS. 3-5 and 6-8 have--.

In column 9, line 22, change "structures 92 includes holes 94." to --structures 92 include holes 94.--.

In column 9, line 38, change "structure 54 of the internal member 14 disengage" to --structure 54 of the internal member 14 disengages--.

MAILING ADDRESS OF SENDER:

WOOD, HERRON & EVANS, L.L.P.  
2700 Carew Tower, 441 Vine Street  
Cincinnati, Ohio 45202

SUBSTITUTE FORM PTO76-22

PATENT NO. 7,094,257

No. of add'l copies  
@ 50¢ per page

UNITED STATES PATENT AND TRADEMARK OFFICE  
CERTIFICATE OF CORRECTION

PATENT NO. : 7,094,257

DATED : August 22, 2006

INVENTOR(S) : James R. Mujwid

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

**IN THE CLAIMS:**

In claim 13, column 11, line 38, change "internal member positioned within the first wall" to --internal member is positioned within the first wall--.

In claim 15, column 11, line 63, change "perpendicular orientation" to --perpendicular orientation;--.

In claim 15, column 12, line 4, change "internal walls" to --internal walls; and--, as shown in the Amendment filed on April 3, 2006 on Page 6, claim 12, now claim 15.

In claim 15, column 12, line 8, change "second external walls;" to --second external walls;--, as shown in the Amendment filed on April 3, 2006 on Page 6, claim 12, now claim 15.

In claim 15, column 12, line 20, change "defied the internal walls" to --deflect the internal walls--; as shown in the Amendment filed on April 3, 2006 on Page 6, claim 12, now claim 15.

In claim 17, column 12, line 31, change "configuration of teeth are" to --configuration of teeth is--.

In claim 18, column 12, line 35, change "configuration of teeth are" to --configuration of teeth is--.

MAILING ADDRESS OF SENDER:

WOOD, HERRON & EVANS, L.L.P.  
2700 Carew Tower, 441 Vine Street  
Cincinnati, Ohio 45202

PATENT NO. 7,094,257

No. of add'l copies  
@ 50¢ per page